

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|------------|-------------------------|---|-------------------------|
| Applicant: | EUDEN LEOPOLD |) | Confirmation No: 3642 |
| | |) | |
| Serial No. | 10/587,920 |) | Art Unit |
| | |) | |
| Filed: | |) | Examiner |
| | |) | |
| For: | REDUCTION OF BIURET AND |) | Attorney Docket 1-17498 |
| | FREE AMMONIA DURING A |) | |
| | METHOD FOR PRODUCING |) | |
| | FERTILIZER GRANULATES |) | |
| | CONTAINING UREA |) | |

May 28, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA, 22313-1450

PETITION UNDER 37 CFR §1.8(b)

Honorable Sir:

The commissioner is hereby requested, pursuant to the provisions of 37 CFR §1.10(e), to accord the papers filed on March 5, 2007 with that date as the official filing date, and to therefore withdraw the abandonment issued May 12, 2008.

In accordance with 1.10(e)(1) Applicants representative received a notice of Abandonment in the above-captioned patent application dated May 12, 2008. This

abandonment was issued on the basis of no proper reply being filed to the Notice of Missing Requirements of February 27, 2007.

In accordance with the provisions of 37 CFR 1.10(e)(2), a Response to Missing Requirements was mailed on March 5, 2007, and was "addressed as set out in §1.1(a) and deposited with the U.S. Postal Service with sufficient postage as Express Mail and included "a certificate for each piece of correspondence stating the date of deposit or transmission." The undersigned signed the certificate and had "reasonable basis to expect that the correspondence would be mailed or transmitted on or before the date indicated." The number on the Express Mail label was noted on the correspondence.

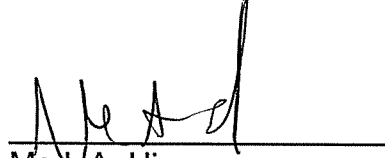
As evidence thereof in accordance with 37 CFR 1.10 (e)(3), please find attached hereto a date-stamped return receipt postcard indicating receipt by the USPTO of Response to Missing Requirements in this matter on March 5, 2007. Further, please find attached hereto a copy of check number 079366, which was received by the USPTO with this correspondence and was cashed by the USPTO. It is therefore submitted that this provides sufficient evidence that a Response to Missing Requirements was timely filed in the above-captioned matter, in accordance with 37 CFR 1.10, and was subsequently lost by the USPTO. This further illustrates that the fee for submission of Missing Requirements has been paid and that no further fees are due.

A copy of the Response to Missing Requirements of that date is enclosed herewith, along with copies of the above-referenced evidence. In accordance with 37 CFR 1.10 (e)(4) the undersigned states that the copies of the evidence cited here are true copies of the originally mailed correspondence.

In view of the above, which is believed to comply with all of the requirements of 37 CFR 1.10(e), it is respectfully requested that the **Response to Missing Requirements be accorded the filing date of March 5, 2007, and the Notice of Abandonment be withdrawn.**

It is believed that no fee is required for this petition as this error was made by the USPS. However, if a fee is required, please charge any required fees to Deposit Account number 13-1816.

MARSHALL & MELHORN, LLC

A handwritten signature in black ink, appearing to read 'Mark A. Hixon', is written over a horizontal line.

Mark A. Hixon
Registration No. 44,766

ATTORNEYS
MARSHALL & MELHORN, LLC
Four SeaGate/Eighth Floor
Toledo, Ohio 43604
(419) 249-7114
Hixon@marshall-melhorn.com

1-17498



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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| | | |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/587,920 | Eugen Leopold | 1-17498 |

1678
 MARSHALL & MELHORN, LLC
 FOUR SEAGATE - EIGHTH FLOOR
 TOLEDO, OH 43604

| | |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/EP05/00367 | |
| I.A. FILING DATE | PRIORITY DATE |
| 01/15/2005 | 02/05/2004 |

CONFIRMATION NO. 3642
371 ABANDONMENT/TERMINATION
LETTER



Date Mailed: 05/12/2008

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 02/27/2007 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

TERRY M JOHNSON-VESSELS

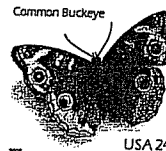
Telephone: (703) 308-9140 EXT 221

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SERIAL NO. 10/587,920 FILED _____ CASE NO. 1-17498
PATENT NO. _____ ISSUED _____ Uhde
APPLICANT(S): Eugen Leopold
PAPERS FILED HEREWITH: ☒ FEES \$ 170.00 Ch# 079366
☒ EXPRESS MAIL CERTIFICATES
☒ Response to Notification of Missing Requirements (2pgs)
☒ Copy of 371 Formalities Letter (2 pgs)
☒ Transmittal Cover Letter PTO-1390 (3pgs) with copy of
same (3pgs)
☒ Executed Combined Declaration and Power of Attorney
document (2pgs)
☒ Assignment document for recordation with Recordation
Cover Sheet PTO-1595 (3 pgs)

IAP6 Rec'd PCT/PTO 05 MAR 2007

THE PATENT OFFICE MAIL ROOM DATE STAMP HEREON
ACKNOWLEDGES RECEIPT OF THE ABOVE PAPERS



MARK A. HIXON, ESP.
MARSHALL & MELHORN, LLC
FOUR SEAGATE - EIGHTH FLOOR
TOLEDO, OHIO 43604



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| Date Accepted 3 5 07 | Scheduled Date of Delivery Month 3 Day 6 | Return Receipt Fee \$ | | Mo. Day | Time <input type="checkbox"/> AM <input type="checkbox"/> PM | Employee Signature | |
| Mo. Day Year | Scheduled Time of Delivery <input checked="" type="checkbox"/> Noon <input type="checkbox"/> 3 PM | COD Fee | Insurance Fee | Mo. Day | Time <input type="checkbox"/> AM <input type="checkbox"/> PM | Employee Signature | |
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| FROM: (PLEASE PRINT) MARSHALL & MELHORN 4 SEAGATE FL 6 TOLEDO OH 43607-2000 MAH/km U010000-17498001 | | | | TO: (PLEASE PRINT) Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | | | |

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| Sales Receipt | | |
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| Product Description | Sale Unit Qty Price | Final Price |
| ALEXANDRIA VA 22313 EM | | \$14.40 |
| PO-Add Flat Rate | | |
| 4.80 oz. | | |
| Label #: | EV659493810US | |
| Next Day Noon / Normal | | |
| Delivery | | |
| Customer Postage | | -\$14.40 |
| Subtotal: | | \$0.00 |
| Total: | | \$0.00 |

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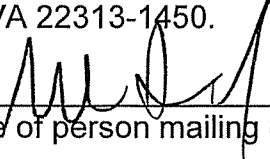
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CERTIFICATE UNDER 37 CFR 1.10 OF MAILING BY "EXPRESS MAIL"

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Date of Deposit March 5, 2007

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Signature of person mailing correspondence

Mark A. Hixon

Typed name of person mailing correspondence

EV659493810US

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371

Application No. 10/587,920

International Appln. No. PCT/EP2005/000367 filed 15 January 2005

Earliest Priority Date Claimed: 05 February 2004 (05.02.2004)

Title: Reduction of Biuret and Free Ammonia During a Method for
Producing Fertilizer Granulates Containing Urea

Inventor: Eugen Leopold

Assignee: Uhde GmbH

~~Attorneys: Marshall & Melhorn, LLC~~

Attorney Docket No: 1-17498

MARSHALL & MELHORN, LLC

079366

COMMISSIONER OF PATENT & TRADEMARK 03/05/2007

\$170.00

Inv.Date Inv.No.
03-05-07 U010000-17498001

Invoice Description

Amount
170.00

79366

Total:

\$170.00

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MARSHALL & MELHORN, LLC
ATTORNEYS AT LAW
Four Seagate
Toledo Ohio 48604
(419) 249-7100

FirstMerit
Toledo, Ohio
58-55
412

079366

79366

One Hundred Seventy and No/100 Dollars

DATE 03/05/2007

AMOUNT \$170.00

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COMMISSIONER OF PATENT & TRADEMARKS

CHECKS FOR \$5000 OR MORE REQUIRE TWO SIGNATURES

Ad 2.00

⑈079366⑈ ⑈041200555⑈ ⑈5575102479⑈

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|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|---------------------------------------------------------------|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 1-17498 |
| | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/587,920 |
| INTERNATIONAL APPLICATION NO. PCT/EP2005/000367 | INTERNATIONAL FILING DATE 15 January 2005 (15.01.2005) | PRIORITY DATE CLAIMED 05 February 2004 (05.02.2004) |
| TITLE OF INVENTION Reduction of Biuret and Free Ammonia During a Method for Producing Fertilizer Granulates Containing Urea | | |
| APPLICANT(S) FOR DO/EO/US Eugen Leopold | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| 1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter. (combined with Declaration) 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4) | | |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/587,920 | INTERNATIONAL APPLICATION NO. PCT/EP2005/000367 | ATTORNEY'S DOCKET NUMBER 1-17498 |
| 20. Other items or information: Express mail certificates; return receipt card; Response to Notification of Missing Requirements (2 pgs); copy of 371 Formalities Letter (2 pgs) | | |
| The following fees have been submitted | | CALCULATIONS |
| 21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300 | | \$ - |
| 22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) | | \$ - |
| If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations.....\$200 | | \$ - |
| 23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations.....\$500 | | \$ - |
| TOTAL OF 21, 22 and 23 = | | - |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) in an electronic medium or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | \$ - |
| Total Sheets | Extra Sheets | RATE |
| - 100 = | /50 = | x \$250 |
| Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | \$ 130.00 |
| CLAIMS | NUMBER FILED | NUMBER EXTRA |
| Total claims | - 20 = | x \$ 50 |
| Independent claims | - 3 = | x \$200 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + \$360 |
| TOTAL OF ABOVE CALCULATIONS = | | \$ 130.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | \$ 130.00 |
| SUBTOTAL = | | \$ 130.00 |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(j)). | | \$ - |
| TOTAL NATIONAL FEE = | | \$ 130.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | \$ 40.00 |
| TOTAL FEES ENCLOSED = | | \$ 170.00 |
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- a. ☒ A check in the amount of \$ 170.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-1816. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038. The PTO-2038 should only be mailed or faxed to the USPTO. However, when paying the basic national fee, the PTO-2038 may NOT be faxed to the USPTO.

ADVISORY: If filing by EFS-Web, do NOT attach the PTO-2038 form as a PDF along with your EFS-Web submission. Please be advised that this is not recommended and by doing so your credit card information may be displayed via PAIR. To protect your information, it is recommended paying fees online by using the electronic payment method.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer Number 001678

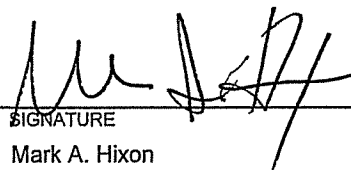
Marshall & Melhorn, LLC

Four SeaGate - 8th Floor

Toledo, Ohio 43604

Phone: 419-249-7114

Fax: 419-249-7151


SIGNATURE

Mark A. Hixon

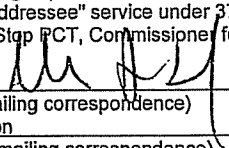
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(Signature of person mailing correspondence)

Mark A. Hixon

(Typed name of person mailing correspondence)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
EUGEN LEOPOLD

Group Art Unit:

Application No. 10/587,920
Filing Under 35 USC 371 in DO/EO/US of
PCT/EP2005/000367 filed 15 January 2005

Examiner:

For: REDUCTION OF BIURET AND FREE
AMMONIA DURING A METHOD
FOR PRODUCING FERTILIZER
GRANULATES CONTAINING UREA

Attorney Docket 1-17498

March 5, 2007

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RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371

Honorable Sir:

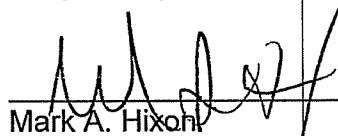
In response to the "Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US)" dated February 27, 2007 (copy attached), enclosed is the Combined Declaration and Power of Attorney document executed on September 1, 2006, to complete the missing requirements in the above-captioned application which was filed in the U.S. Patent and Trademark Office, PCT Branch, on August 2, 2006, under 35 USC 371.

Also enclosed is an Assignment document from Eugen Leopold to Uhde GmbH for recording in the U.S. Patent and Trademark Office.

A check in the amount of \$170.00 is attached to cover the requisite fees for late filing of the executed Declaration (\$130.00) and recordation of the Assignment document (\$40.00).

Please charge any additional fees due or credit any overpayment to Deposit Account No. 13-1816.

Respectfully submitted,



Mark A. Hixon
Registration No. 44,766

ATTORNEYS

Customer Number 001678
MARSHALL & MELHORN, LLC
Four SeaGate - 8th Floor
Toledo, Ohio 43604

Phone: (419) 249-7114
Fax: (419) 249-7151



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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/587,920 | Eugen Leopold | 1-17498 |

1678
 MARSHALL & MELHORN
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| INTERNATIONAL APPLICATION NO. | |
|-------------------------------|---------------|
| PCT/EP05/00367 | |
| I.A. FILING DATE | PRIORITY DATE |
| 01/15/2005 | 02/05/2004 |

CONFIRMATION NO. 3642

371 FORMALITIES LETTER



OC000000022645022

Date Mailed: 02/27/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/02/2006
- English Translation of the IA filed on 08/02/2006
- Copy of the International Search Report filed on 08/02/2006
- Preliminary Amendments filed on 08/02/2006
- Information Disclosure Statements filed on 08/02/2006
- Oath or Declaration filed on 08/02/2006
- Request for Immediate Examination filed on 08/02/2006
- U.S. Basic National Fees filed on 08/02/2006
- Priority Documents filed on 08/02/2006
- Specification filed on 08/02/2006
- Claims filed on 08/02/2006
- Abstracts filed on 08/02/2006
- Drawings filed on 08/02/2006

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 MARSHALL & MELHORN, LLC

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/587,920 | PCT/EP05/00367 | 1-17498 |

**COMBINED DECLARATION AND POWER OF ATTORNEY
IN ORIGINAL APPLICATION
(CONCERNING A FILING UNDER 35 USC 371)**

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name,

I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled _____

REDUCTION OF BIURET AND FREE AMMONIA DURING A METHOD FOR
PRODUCING FERTILIZER GRANULATES CONTAINING UREA

the specification of which

 X is a filing under 35 USC 371 of PCT International Application No.
 PCT/EP2005/000367 filed 15 January 2005; and

 is attached hereto.

 X was filed on August 2, 2006 as U.S. Application Number
 10/587,920 and was amended on August 2, 2006.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56,

 X and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent; and

 if this is a continuation-in-part application, information that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application, in accordance with 37 CFR 1.63(e); and

 X in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-art applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, inventor's or plant breeder's certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | | | Priority Claimed | |
|------------------------------|----------------|-------------------------|------------------|---------------|
| <u>102004005907.1</u> | <u>Germany</u> | <u>05 February 2004</u> | <u>X</u> | <u> </u> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith with full power of substitution and revocation: Donald A. Schurr, Reg. No. 34,247; D. Edward Dolgorukov, Reg. No. 26,266; Mark A. Hixon, Reg. No. 44,766; Stephen P. Evans, Reg. No. 47,281; and Stephen G. Kimmet, Reg. No. 52,488. Address all telephone calls to Mark A. Hixon at telephone number 419-249-7114. Address all correspondence to MARSHALL & MELHORN, LLC, Four Seagate - 8th Floor, Toledo, Ohio 43604, Attention: Mark A. Hixon.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Eugen LEOPOLD

Inventor's signature  Date X 01.09.2006

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Full name of second joint inventor _____

Inventor's signature _____ Date _____

Residence _____

Citizenship _____ Post Office Address _____